



Re: Mugan on bypass and Domtar schedule
Stephen Jann to: Kevin Pierard

09/11/2012 12:11 PM

Wow.

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-----Kevin Pierard/R5/USEPA/US wrote: -----
To: Patrick Kuefler/R5/USEPA/US@EPA, Stephen
Jann/R5/USEPA/US@EPA
From: Kevin Pierard/R5/USEPA/US
Date: 09/11/2012 11:56AM
Cc: Timothy Henry/R5/USEPA/US@EPA
Subject: Mugan on bypass and Domtar schedule

Tom let me know that the schedule issue has been elevated. Bottom line they just could not agree to a permit mod. His comment: doing this through a permit mod and having everyone looking over our shoulder on this is a nonstarter for us. He said that they simply want to go with their approach of approval of the plan and posting the approval to allow challenges. He said they feel that provides adequate opportunity for input. Tom acknowledged that: "the mod itself would only take a few hours of staff time up to the PN but everybody and their brother has expressed interest in this topic and DNR would need to respond to all of those comments" I guess some would say that is the reason they should go through the formal permit mod process. This has been elevated to the DD level.

Concerning we weather provisions in our permit feedback they disagree and feel that EPA has not played the leadership role they should have on this issue so DNR is attempting to fill the vacuum. They feel their facility planning process and new rule should be sufficient. This item has not yet been elevated and I told him we should set up a call to continue the discussion. Lets meet internally to strategize on this.